

Introduced by Senator Padilla

February 22, 2013

An act to amend ~~Section~~ *Sections 19412 and 19549.12* of, and to repeal Section 19614.5 of, the Business and Professions Code, relating to horse racing.

LEGISLATIVE COUNSEL'S DIGEST

SB 721, as amended, Padilla. Horse racing: license fee retention: racing.

(1) Existing law, the Horse Racing Law, generally regulates horse racing and vests the administration and enforcement of the Horse Racing Law in the California Horse Racing Board. A violation of the act, where no other penalty is expressed, is a misdemeanor. Existing law ~~authorizes~~ *defines "proposition parimutuel pool" for purposes of those provisions as the total wagers under the parimutuel system on propositions approved by the board that are based on the results of a live quarter horse or harness horse race or races.*

This bill would specify that a proposition parimutuel pool also includes the results of a live thoroughbred horse race or races.

(2) Existing law *authorizes* any county or district agricultural association fair conducting racing meetings for the first time on or after January 1, 1979, to retain the applicable state license fee for payment of a capital expense loan incurred for the purpose of preparing its facilities for horse racing.

This bill would repeal that authorization. Because this bill would expand the scope of a crime by removing an exception, it would create a state-mandated local program.

The bill would also make conforming changes.

(2)

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: yes.

The people of the State of California do enact as follows:

1 **SECTION 1.** *Section 19412 of the Business and Professions*
2 *Code is amended to read:*

3 19412. (a) “Conventional parimutuel pool” means the total
4 wagers under the parimutuel system on any horse or horses in a
5 particular race to win, place, or show.

6 (b) “Exotic parimutuel pool” means the total wagers under the
7 parimutuel system on the finishing position of two or more horses
8 in a particular race, such as quinella or exacta wagers, or on horses
9 to win two or more races, such as daily double wagers, pick six
10 wagers, or on other wagers approved by the board.

11 (c) “Proposition parimutuel pool” means the total wagers under
12 the parimutuel system on propositions approved by the board that
13 are based on the results of a live *thoroughbred horse*, quarter horse,
14 or harness horse race or races.

15 ~~**SECTION 1.**~~

16 **SEC. 2.** Section 19549.12 of the Business and Professions Code
17 is amended to read:

18 19549.12. Notwithstanding Sections 19482 and 19549, any
19 weeks of harness racing or quarter horse racing allocated by the
20 board to be raced at the facilities of a county fair that conducts its
21 racing meeting pursuant to Section 19549.3 may be conducted by
22 the fair.

23 ~~**SEC. 2.**~~

24 **SEC. 3.** Section 19614.5 of the Business and Professions Code
25 is repealed.

26 ~~**SEC. 3.**~~

27 **SEC. 4.** No reimbursement is required by this act pursuant to
28 Section 6 of Article XIII B of the California Constitution because

1 the only costs that may be incurred by a local agency or school
2 district will be incurred because this act creates a new crime or
3 infraction, eliminates a crime or infraction, or changes the penalty
4 for a crime or infraction, within the meaning of Section 17556 of
5 the Government Code, or changes the definition of a crime within
6 the meaning of Section 6 of Article XIII B of the California
7 Constitution.

O